

IN THE CLAIMS

Please amend the claims as follows:

1. (Cancelled)

2. (Currently amended) A video recording and reproducing apparatus comprising:

a tuner for receiving a digital broadcast signal from a transponder and converting data of the digital broadcast signal into a stream of bits carrying data of a group of programs, and outputting the stream of bits;

a program selector for separating data of a program selected by a user from the stream of bits, and outputting the data of the program as a stream of program bits;

a decoder for separating elementary streams (ES) which include at least one of: encoded signals of video data, audio data, and program related data from the stream of program bits and decoding the elementary streams;

an output section for transferring the elementary streams to an external apparatus;

an ES selector for selecting elementary streams in data of a program provided by said program selector; and

a recorder/player for recording the elementary streams from said ES selector,

The video recording and reproducing apparatus according to claim 1, wherein, when the number of the elementary streams is higher than a particular setting, the ES selector selects elementary streams which satisfy predetermined requirements such that the number of selected elementary streams is no more than the particular setting.

3. (Original) The video recording and reproducing apparatus according to claim 2, wherein elementary streams which are not selected are deleted.

4. (Original) The video recording and reproducing apparatus according to claim 2, wherein the particular setting is twelve elementary streams.

5. (Original) The video recording and reproducing apparatus according to claim 2, wherein the predetermined requirements are an order of priority for selection of the elementary streams such that elementary streams of a first priority are selected before elementary streams of a second priority, and elementary streams of a second priority are selected before elementary streams of a third priority.

6. (Original) The video recording and reproducing apparatus according to claim 5, wherein elementary streams carrying video data have a first priority, elementary streams carrying audio data have a second priority, and elementary streams carrying program related data have a third priority.

7. (Original) The video recording and reproducing apparatus according to claim 5, wherein elementary streams carrying data of a subscriber contract have a first priority, and elementary streams carrying data relevant to the subscriber contract have a second priority.

8. (Original) A method of recording elementary streams contained in a digital broadcast signal comprising the steps of:

receiving a data stream having elementary streams;
identifying elementary streams as carrying video data, audio data, or program related data;
determining if the number of identified elementary streams is higher than a set number;
if the number of identified elementary streams is higher than the set number, then selecting elementary streams according to a predetermined requirement; and
providing the selected elementary streams to a recording/playback device.

9. (Original) The method of recording elementary streams contained in a digital broadcast signal according to claim 8, further comprising the step of deleting elementary streams which are not selected.

10. (Original) The method of recording elementary streams contained in a digital broadcast signal according to claim 8, wherein the set number is twelve elementary streams.

11. (Original) The method of recording elementary streams contained in a digital broadcast signal according to claim 8, wherein the step of selecting elementary streams according to a predetermined requirement comprises the step of selecting the elementary streams according to an order of priority such that elementary streams of a first priority are selected before elementary streams of a second priority, and elementary streams of a second priority are selected before elementary streams of a third priority.

12. (Original) The method of recording elementary streams contained in a digital broadcast signal according to claim 11, wherein the order of priority is such that elementary streams carrying video data have a first priority, elementary streams carrying audio data have a second priority, and elementary streams carrying program related data have a third priority.

13. (Original) The method of recording elementary streams contained in a digital broadcast signal according to claim 11, wherein the order of priority is such that elementary streams carrying data of a subscriber contract have a first priority, and elementary streams carrying data relevant to the subscriber contract have a second priority.

14. (Cancelled)